

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Nº 38286
ASSIGNED

Date of filing in State Engineer's Office JUN 7 1979
Returned to applicant for correction OCT 25 1979
Corrected application filed _____
Map filed FEB 13 1980

The applicant Robert Scarth c/o C. F. Moores
6437 Saphire Street, of Las Vegas,
Street and No. or P.O. Box No. City or Town
Nevada 89101
State and Zip Code No., hereby make^s application for permission to appropriate the public
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
tion; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground.
Name of stream, lake or other source.

2. The amount of water applied for is 0.5 second-foot
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet _____ acre-feet

3. The water to be used for mining and milling purposes.
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) _____

(b) Stockwater (state number and kinds of animals to be watered) _____

(c) Other use (describe fully under "No. 12. Remarks") _____

(d) Power:

(1) Horsepower developed _____

(2) Point of return of water to stream _____

5. The water is to be diverted from its source at the following point: SE1/4 SE1/4, Section 30,
Township 6 South, Range 40 East, Mount Diablo Meridian or at a point
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
from which the Southeast corner of Section 4, Township 7 South, Range
40 East it should be stated, Mount Diablo Meridian bears South 46°44'17" East 15,402.84
feet.
6. Place of use See EXHIBIT A attached hereto consisting of four sheets.
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about January 1st and end about December 31st, of each year.
Day and Month Day and Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Clean out caved in adit, clean out
drift and re-timber drift sets and collar set, replace pipe to provide
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.
better capacity, install pipe to carry pipe into Tule Canyon.

9. Estimated cost of works. \$17,000.00
10. Estimated time required to construct works. within two years.
11. Estimated time required to complete the application to beneficial use. two to five years.
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
- 244 gallons per minute, 16 hours per day, throughout the year.

Applicant. Robert Scarth

By s/Tracy I. Phelps
Tracy I. Phelps, agent
P.O. Box 545,
Beatty, Nevada 89003

Compared. bl/ jk gk/bc

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water granted herein at any and all times.

The total combined duty of water under this permit and Permits 38287, 38288, 38289, 38290, 38291, 38292, 38293, 38294, 38295, 38296, 38297, 38298, and 38299 inclusive, shall not exceed 118.0 million gallons annually.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, but not to exceed 118.0 million gallons annually.

Actual construction work shall begin on or before August 20, 1981

Proof of commencement of work shall be filed before September 20, 1981

Work must be prosecuted with reasonable diligence and be completed on or before August 20, 1982

Proof of completion of work shall be filed before September 20, 1982

Application of water to beneficial use shall be made on or before August 20, 1985

Proof of the application of water to beneficial use shall be filed on or before September 20, 1985

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed..... IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN
Completion of work filed. OCT 14 1987 State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed..... my office, this 20th day of FEBRUARY
Cultural map filed.....
Certificate No..... Issued..... A.D. 1981
Recorded..... Bk..... Page.....

WITHDRAWN BY APPLICANT

SEP 12 1994

State Engineer

EXHIBIT A

The South half of the Northwest quarter of the Southeast quarter, the South half of the Northeast quarter of the Southeast quarter, and the East half of the Southeast quarter of the Southeast quarter, of Section 31, Township 6 South, Range 40 East, Mount Diablo Meridian.

The Southwest quarter of the Southwest quarter, the South half of the Northwest quarter of the Southwest quarter, the Southeast quarter of the Southwest quarter, the South half of the Northeast quarter of the Southwest quarter, The Southwest quarter of the Southeast quarter, and the South half of the Northwest quarter of the Southeast quarter of Section 32, Township 6 South, Range 40 East, Mount Diablo Meridian.

The South half of the Southeast quarter of the Southwest quarter, the Southwest quarter of the Southeast quarter, the Northwest quarter of the Southeast quarter, and the Northeast quarter of the Southeast quarter of Section 33, Township 6 South, Range 40 East, Mount Diablo Meridian.

The Southwest quarter of the Southwest quarter, the Northwest quarter of the Southwest quarter, the Southeast quarter of the Southwest quarter, the Northeast quarter of the Southwest quarter, the Southwest quarter of the Southeast quarter, and the Southeast quarter of the Southeast quarter of Section 34, Township 6 South, Range 40 East, Mount Diablo Meridian.

The West half of the Southwest quarter of the Southwest quarter of Section 1, Township 7 South, Range ~~56~~⁴⁰ East, Mount Diablo Meridian.

The Northwest quarter of the Northwest quarter, the Southwest quarter of the Northwest quarter, the Southeast quarter of the Northwest quarter, the Southwest quarter of the Northeast quarter, the Northwest quarter of the Southwest quarter, the Northeast quarter of the Southwest quarter, the Southwest quarter of the Southwest quarter, the Southeast quarter of the Southwest quarter, the Northwest quarter of the Southeast quarter, the Southwest quarter of the Southeast quarter of the Southeast quarter, and the Southeast quarter of the Southeast quarter of Section 2, Township 7 South, Range 40 East, Mount Diablo Meridian.

The Northeast quarter of the Northeast quarter, the Northwest quarter of the Northeast quarter, the Southeast quarter of the Northeast quarter, the Southwest quarter of the Northeast quarter, the Northwest quarter of the Northwest quarter, the North half of the Northwest quarter of the Northwest quarter, the Southeast quarter of the Northwest quarter of the Northwest quarter, the Southwest quarter of the Northwest quarter, the East half of the Southwest quarter of the Northwest quarter, the East half of the Northeast quarter of the Southwest quarter, the East half of the Southeast quarter of the Southwest quarter, the Northwest quarter of the Southeast quarter, the Northeast quarter of the Southeast quarter, the Southwest quarter of the Southeast quarter, the Southeast quarter of the Southeast quarter all in Section 3, Township 7 South, Range 40 East, Mount Diablo Meridian.

EXHIBIT A (contd.)
Sheet 2

The North half of the Northeast quarter of the Northeast quarter, the Northwest quarter of the Northeast quarter, the Northeast quarter of the Northwest quarter, the Northwest quarter of the Northwest quarter, and the Northeast quarter of the Southeast quarter of Northwest quarter of Section 4, Township 7 South, Range 40 East, Mount Diablo Meridian.

The South half of the Northeast quarter of the Northeast quarter, the Northwest quarter of the Northeast quarter, the Northeast quarter of the Northwest quarter, the North half of the Northwest quarter of the Northwest quarter, the Southeast quarter of the Northwest quarter of the Northwest quarter, the East half of the Southwest quarter of the Northwest quarter, the Southeast quarter of the Northwest quarter, the Southwest quarter of the Northeast quarter, the West half of the Southeast quarter of the Northeast quarter, and the Northeast quarter of the Southeast quarter of the Northeast quarter of Section 5, Township 7 South, Range 40 East, Mount Diablo Meridian.

The Northeast quarter of the Northeast quarter, the East half of the Northwest quarter of the Northeast quarter, the Southeast quarter of the Northeast quarter, the East half of the Southwest quarter of the Northeast quarter, the East half of the Northeast quarter of the Southeast quarter, and the East half of the Southeast quarter of the Southeast quarter of Section 10, Township 7 South, Range 40 East, Mount Diablo Meridian.

The Northeast quarter of the Northeast quarter, the Northwest quarter of the Northeast quarter, the Southeast quarter of the Northeast quarter, the Southwest quarter of the Northeast quarter, the Northeast quarter of the Northwest quarter, the Northwest quarter of the Northwest quarter, the Southeast quarter of the Northwest quarter, the Southwest quarter of the Northwest quarter, the Northeast quarter of the Southeast quarter, the Northwest quarter of the Southeast quarter, the Southeast quarter of the Southeast quarter, the Southwest quarter of the Southeast quarter, the Southeast quarter of the Southwest quarter, the Northeast quarter of the Southwest quarter, the Northwest quarter of the Southwest quarter, and the Southwest quarter of the Southwest quarter of Section 11, Township 7 South, Range 40 East, Mount Diablo Meridian.

The West half of the Northeast quarter of the Northwest quarter, the Northwest quarter of the Northwest quarter, the West half of the Southeast quarter of the Northwest quarter, the Southwest quarter of the Northwest quarter, and the Northwest quarter of the Southwest quarter of Section 14, Township 7 South, Range 40 East, Mount Diablo Meridian.

The East half of the Northeast quarter of the Northeast quarter, the Southeast quarter of the Northeast quarter, the Southwest quarter of Northeast quarter, the Northeast quarter of the Southeast quarter, the Northwest quarter of the Southeast quarter, the Southeast quarter of the Southeast quarter, the Southwest quarter of the Southeast quarter, the Southeast quarter of the Southwest quarter, and the Southwest quarter of the Southwest quarter of Section 15, Township 7 South, Range 40 East, Mount Diablo Meridian.

EXHIBIT A (contd.)
Sheet 3

The Northwest quarter of the Northeast quarter of the Northeast quarter, the Northwest quarter of the Northeast quarter, the Northwest quarter of the Southwest quarter of the Northeast quarter, the Northeast quarter of the Northwest quarter, the Northwest quarter of the Northwest quarter, the Southeast quarter of the Northwest quarter, the Southwest quarter of the Northwest quarter, the Northeast quarter of the Southwest quarter, the Northwest quarter of the Southwest quarter, the Southeast quarter of the Southwest quarter, and the Southwest quarter of the Southwest quarter of Section 22, Township 7 South, Range 40 East, Mount Diablo Meridian.

The Northeast quarter of the Northwest quarter, the Northwest quarter of the Northwest quarter, the Southeast quarter of the Northwest quarter, the Southwest quarter of the Northwest quarter, the Northwest quarter of the Southeast quarter, the Southwest quarter of the Southeast quarter, the Northeast quarter of the Southwest quarter, and the Southeast quarter of the Southwest quarter of Section 27, Township 7 South, Range 40 East, Mount Diablo Meridian.

The South half of the Northeast quarter of the Northeast quarter, the Southeast quarter of the Northeast quarter, the Northwest quarter of the Northeast quarter, the Southwest quarter of the Northeast quarter, the East half of the Northeast quarter of the Northwest quarter, the Southeast quarter of the Northwest quarter, the Northeast quarter of the Southeast quarter, and the Southeast quarter of the Southeast quarter of Section 34, Township 7 South, Range 40 East, Mount Diablo Meridian.

The Northwest quarter of the Southwest quarter, and the Southwest quarter of the Southwest quarter of Section 35, Township 7 South, Range 40 East, Mount Diablo Meridian.

The Northeast quarter of the Northwest quarter, the Northwest quarter of the Northwest quarter, the Southeast quarter of the Northwest quarter, the Southwest quarter of the Northwest quarter, the Northwest quarter of the Southwest quarter, and the Southwest quarter of the Southwest quarter, of Un Surveyed Public Land which if surveyed would probably lie in Section 2, Township 8 South, Range 40 East, Mount Diablo Meridian.

The Northeast quarter of the Northeast quarter, the Northwest quarter of the Northeast quarter, the Southeast quarter of the Northeast quarter, the Southwest quarter of the Northeast quarter, the Northwest quarter of the Southwest quarter, the Northeast quarter of the Southwest quarter, the Southeast quarter of the Southwest quarter, the Southwest quarter of the Southwest quarter, the Northeast quarter of the Southeast quarter, the Northwest quarter of the Southeast quarter, the Southwest quarter of the Southeast quarter, and the Southeast quarter of the Southeast quarter, of Un Surveyed Public Land which if surveyed would probably lie in Section 3, Township 8 South, Range 40 East, Mount Diablo Meridian.

EXHIBIT A (contd.)
Sheet 4

The Northeast quarter of the Northeast quarter, the Northwest quarter of the Northeast quarter, the Southwest quarter of the Northeast quarter, the Southeast quarter of the Northeast quarter, of Un Surveyed Public Land which if surveyed would probably lie in Section 9, Township 8 South, Range 40 East, Mount Diablo Meridian.

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The Northeast quarter of the Northeast quarter, the Northwest quarter of the Northeast quarter, the Southwest quarter of the Northeast quarter, the Southeast quarter of the Northeast quarter, the Northeast quarter of the Northwest quarter, the Northwest quarter of the Northwest quarter, the Southeast quarter of the Northwest quarter, the Southwest quarter of the Northwest quarter, of Un Surveyed Public Land which if surveyed would probably lie in Section 10, Township 8 South, Range 40 East, Mount Diablo Meridian. 11